



GC743-2 IDS

(d) ☐ is filed after the first Office Action and more than three months after the application filing date or PCT national stage date of entry filing but, as far as is known to the undersigned, prior to the mailing date of either a final rejection or a notice of allowance, whichever occurs first, and is accompanied by either the fee (\$180.00) set forth in 37 CFR §1.17(p) or a certification as specified in 37 CFR §1.97(e), as checked below. Authorization to charge Deposit Account No. 07-1048 in the amount of \$180.00 to cover the cost of this Information Disclosure Statement is provided in the Transmittal Letter submitted herewith in duplicate.

(e) ☐ is filed after the mailing date of either a final rejection or a notice of allowance, whichever occurred first, and is accompanied by authorization (in the Transmittal Letter submitted herewith in duplicate) to charge Deposit Account No. 07-1048 the fee (\$180.00) set forth in 37 CFR §1.17(l)(1) and a certification as specified in 37 CFR §1.97(e), as checked below. **This document is to be considered as a petition requesting consideration of the Supplemental Information Disclosure Statement.**

[If either of boxes (d) or (e) is checked above, the following "certification" under 37 CFR §1.97(e) may need to be completed.] The undersigned certifies that:

☐ Each item of information contained in the Information Disclosure Statement was cited in a communication mailed from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement.

☐ No item of information contained in this Information Disclosure Statement was cited in a communication mailed from a foreign patent office in a counterpart foreign application or, to the knowledge of the undersigned after making reasonable inquiry, was known to any individual designated in 37 CFR §1.56(c) more than three months prior to the filing of this Information Disclosure Statement.

A copy of the items on Form PTO-1449 is supplied: PCT International Search Report for PCT/US03/12045, filed April 18, 2003 with attached patents and publications.

☒ each ☐ none ☐ only those listed below:

Those patent(s) or publication(s) which are marked with an asterisk (*) on the attached Form PTO-1449 (**Books not sent**) are not supplied. Complete bibliographic information is unknown or unavailable. The cited publications are books or reference manuals and are commonly available. Reproduction of such publications would result in a voluminous submission.

A concise explanation of relevance of the items listed on PTO-1449 is:

- ☒ not given
- ☐ given for each listed item
- ☐ given for only non-English language listed item(s)
- ☐ in the form of an English language copy of a Search Report from a foreign patent office, issued in a counterpart application, which refers to the relevant portions of the references.


The Examiner is reminded that a "concise explanation of the relevance" of the submitted prior art "may be nothing more than identification of the particular figure or paragraph of the patent or publication which has some relation to the claimed invention." MPEP §609.

While the information and references disclosed in this Information Disclosure Statement may be "material" pursuant to 37 CFR §1.56, it is not intended to constitute an admission that any patent, publication or other information referred to therein is "prior art" for this invention unless specifically designated as such.

In accordance with 37 CFR §1.97(b), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 CFR §1.56(a) exists. It is submitted that the Information Disclosure Statement is in compliance with 37 CFR §1.98 and MPEP §609 and the Examiner is respectfully requested to consider the listed references.

Respectfully submitted,

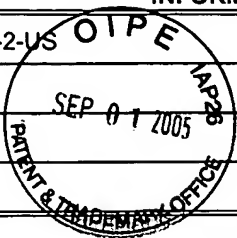
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INFORMATION DISCLOSURE CITATION

Attorney Docket No.: GC743-2-US		Serial No.: 10/511,043
Applicant: Soucaille et al.		
Filing Date: April 18, 2003		Group: Unassigned
Page <u>1</u> of <u>3</u>		Date of this Submission: August 30, 2005



US PATENT DOCUMENTS

Examiner's	Document				Sub-	Filing
Initial	Number	Date	Name	Class	Class	Date
	4,683,195	7/28/87	Mullis et al.	435	6	2/7/86
	4,683,202	7/28/87	Mullis	435	91	10/25/85
	4,965,188	10/23/90	Mullis et al.	435	6	6/17/87

FOREIGN PATENT DOCUMENTS

Examiner's	Document				Sub-	Translation
Initials	Number	Date	Country	Class	Class	Yes/No
	WO 98/07846	2/26/98	PCT			
	WO 94/25609	11/10/94	PCT			

OTHER DOCUMENTS

Examiner's	
Initials	Author, Title, Date, Pertinent Pages, etc.
	Abdel-Hamid, Ahmed M. et al., « Pyruvate oxidase contributes to the aerobic growth efficiency of <i>Escherichia coli</i> , Microbiology, vol. 147, pp. 1483-1498, 2001.»
	Amann, Egon et al., « Vectors bearing a hybrid <i>trp-lac</i> promoter useful for regulated expression of cloned genes in <i>Escherichia coli</i> , Gene, vol. 25, pp. 167-178, 1983.»
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	DeHaseth, Pieter L. et al., « RNA Polymerase-Promoter Interactions: the Comings and Goings of RNA Polymerase, Journal of Bacteriology, vol. 180, no. 12, pp. 3019-3025, June, 1998.»

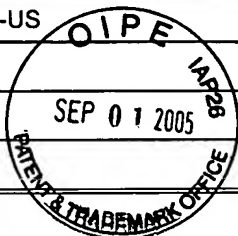
Examiner	Date Considered

Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

PTO-1449

INFORMATION DISCLOSURE CITATION

Attorney Docket No.: GC743-2-US	Serial No.: 10/511,043
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Page <u>2</u> of <u>3</u>	Date of this Submission: August 30, 2005



OTHER DOCUMENTS

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Initials	Author, Title, Date, Pertinent Pages, etc.
	Deuschle, Ulrich et al., « Promoters of <i>Escherichia coli</i> : a hierarchy of in vivo strength indicates alternate structures, » The EMBO Journal, vol. 5, no. 11, pp. 2987-2994, 1986.
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	McCracken, Andrea et al., « Efficiency of Transcription from Promoter Sequence Variants in <i>Lactobacillus</i> Is Both Strain and Context Dependent, » <u>Journal of Bacteriology</u> , vol. 181, no. 20, pp. 6569-6572, October, 1999.
	*Miller, J. H. <u>A Short Course in Bacterial Genetics</u> , Cold Spring Harbor Laboratory Press, 1992.
	Needleman, Saul B. et al., « A General Method Applicable to the Search for Similarities in the Amino Acid Sequence of Two Proteins, » <u>J. Mol. Biol.</u> , vol. 48, pp. 443-453, 1970.

Examiner	Date Considered

Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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